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(*additional counsel on Exhibit A*)

**UNITED STATES BANKRUPTCY COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION**

In re:

PG&E CORPORATION

- and -

PACIFIC GAS AND ELECTRIC  
COMPANY,

Debtors.

- ☒ Affects Both Debtors  
☐ Affects PG&E Corporation  
☐ Affects Pacific Gas and Electric Company

Case No. 19-30088 (DM) (Lead Case)

Chapter 11

(Jointly Administered)

**EX PARTE APPLICATION FOR ORDER  
PURSUANT TO B.L.R. 9013-1(c)  
AUTHORIZING OVERSIZE REPLY BRIEF  
IN SUPPORT OF SECURITIES PLAINTIFFS'  
MOTION FOR THE APPLICATION OF RULE  
7023 AND THE CERTIFICATION OF A CLASS  
OF SECURITIES CLAIMANTS**

**(No Hearing Requested)**

Claimant Public Employees Retirement Association of New Mexico (“**Securities Lead Plaintiff**” or “**PERA**”), the court-appointed lead plaintiff in the securities class action captioned as *In re PG&E Corporation Securities Litigation*, Case No. 18-03509 (the “**Securities Action**”), pending in the United States District Court for the Northern District of California (the “**District Court**”), on behalf of itself and the proposed class it represents in the Securities Action (the “**Class**”), together with York County on behalf of the County of York Retirement Fund, City of

1 Warren Police and Fire Retirement System, and Mid-Jersey Trucking Industry & Local No. 701  
2 Pension Fund (collectively, the “**Securities Act Plaintiffs**” and, together with Securities Lead  
3 Plaintiff, “**Securities Plaintiffs**”), hereby submit this *Ex Parte* Application (the “**Application**”),  
4 pursuant to Rule 9013-1(c) of the Bankruptcy Local Rules for the United States Bankruptcy Court  
5 for the Northern District of California (the “**Bankruptcy Local Rules**”), for entry of an order,  
6 substantially in the form submitted herewith (the “**Proposed Order**”), authorizing the Securities  
7 Plaintiffs to file an oversize reply brief (the “**Reply**”) in support of their *Motion and Memorandum*  
8 *of Points and Authorities in Support of the Motion for the Application of Bankruptcy Rule 7023*  
9 *and the Certification of a Class of Securities Claimants* (the “**Motion**”).

10 For the reasons set forth below, the Application should be granted.

#### 11 **ARGUMENT**

##### 12 **A. An Oversize Reply Brief is Warranted**

13 Bankruptcy Local Rule 9013-1(c) provides that, “[u]nless the Court expressly orders  
14 otherwise, the initial and response memoranda of points and authorities shall not exceed 25 pages  
15 of text, and reply memorandum shall not exceed 15 pages of text.” B.L.R. 9013-1(c).

16 Securities Plaintiffs submit that sufficient cause exists for the Court to allow an oversized  
17 reply brief in support of the Motion. First, the issues raised in the Motion are varied and complex.  
18 They involve application of a two-step analysis, the first step of which is the subject of the Motion  
19 and involves consideration of various factors. *See In re Chaparral Energy, Inc.*, 571 B.R. 642  
20 (Bankr. D. Del. 2017); *In re Musicland Holding Corp.*, 362 B.R. 644 (Bankr. S.D.N.Y. 2007).  
21 Second, both the Reorganized Debtors and the RKS Claimants have filed lengthy oppositions to  
22 the Motion. The Reorganized Debtors’ opposition brief contains 27 pages of text and relies on a  
23 declaration. [ECF 13922 & 13923] (the “**Reorganized Debtors’ Objection**”). The RKS  
24 Claimants’ opposition brief contains 23 pages of text and similarly relies on a declaration. [ECF  
25 13918 & 13919] (the “**RKS Claimants’ Objection**”). In addition, the Reorganized Debtors  
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1 sought permission to exceed the page limitation in the Reorganized Debtors' Objection [ECF  
2 13924], which this Court has already granted [ECF 13926].

3 Rather than responding separately to the Reorganized Debtors' Objection and RKS  
4 Claimants' Objection individually, the Securities Plaintiffs intend to file an omnibus reply in  
5 support of the Motion and in response to both the Reorganized Debtors' Objection and RKS  
6 Claimants' Objection.

7  
8 Accordingly, Securities Plaintiffs believe it is appropriate to request authority for its reply  
9 brief in support of the Motion to exceed the 15 pages of text allowed under Bankruptcy Local Rule  
10 9013-1(c).

11 **B. Notice**

12 Notice of this Application will be provided to (i) the Office of the U.S. Trustee for Region  
13 17 (Attn: Andrew R. Vara, Esq. and Cameron M. Gulden, Esq.); (ii) counsel for parties who filed  
14 joinders or objections to the Motion; (iii) all counsel and parties receiving electronic notice through  
15 the Court's electronic case filing system; and (iv) those persons who have formally appeared in  
16 these Chapter 11 Cases and requested service under Bankruptcy Rule 2002. Securities Plaintiffs  
17 respectfully submit that no further notice is required.

18  
19 **C. No Previous Request for Relief**

20 No previous request for the relief sought herein has been made by Securities Plaintiffs in  
21 this or any other court.

22 **CONCLUSION**

23 WHEREFORE, Securities Plaintiffs respectfully request entry of the Proposed Order  
24 authorizing it to file a Reply in excess of 15 pages of text, but not to exceed 25 pages of text  
25 (exclusive of any schedules or exhibits thereto and/or any declarations filed in connection  
26 therewith), and such other and further relief as the Court may deem just and proper.  
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1  
2 Dated: August 1, 2023

Respectfully submitted,

3 **MICHELSON LAW GROUP**

4 By: /s/ Randy Michelson  
5 Randy Michelson (SBN 114095)  
6 *Local Bankruptcy Counsel to Securities Lead*  
7 *Plaintiff and the Class*

8 - and -

9 **LABATON SUCHAROW LLP**

10 *Lead Counsel to Securities Lead Plaintiff and the*  
11 *Class*

12 - and -

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14 *Special Bankruptcy Counsel to Securities Lead*  
15 *Plaintiff and the Class*

16 - and -

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23 - and -

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25 **P.C.**

26 *Additional Counsel for the Securities Act Plaintiffs*  
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**EXHIBIT A**

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**EXHIBIT B**

**RESERVATION OF RIGHTS**

The Securities Plaintiffs, on behalf of themselves and the Class, do not, and will not, impliedly, consent to this Court’s adjudication of the claims asserted against any Non-Debtor Defendants now or hereafter named in the Securities Action.